

Serial No. 51634

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office DEC. 16 1987

Returned to applicant for correction

Corrected application filed DEC. 16 1987 Map filed

The applicant SILVER KING MINES, INC.

P.O. BOX 324 of EAST ELY  
Street and No. or P.O. Box No. City or Town

NEVADA 89315 hereby make S application for permission to change the  
State and Zip Code No.

POINT OF DIVERSION  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 46351  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is UNDERGROUND SOURCES  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.1 c.f.s.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for QUASI - MUNICIPAL  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for QUASI - MUNICIPAL  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 11, T.14 N.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
R.63 E., M.D.B.&M. whence the Southwest corner of Section 14, T.14 N., R.63 E.,  
distance to a section corner. If on unsurveyed land, it should be stated.  
M.D.B.&M. bears S. 10 $^{\circ}$  35' 57" W., 5518.15 feet distant.

6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 14, T.14 N.,  
If point of diversion is not changed, do not answer.  
R.63 E., M.D.B. & M., whence the Southwest corner of said Section 14 bears S.  
10 $^{\circ}$  25' 04" W., 5031.78 feet distant.

7. Proposed place of use SW $\frac{1}{4}$  of Section 11, NW $\frac{1}{4}$  of Section 14, T.14 N., R.63 E.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
M.D.B. & M.

8. Existing place of use SW $\frac{1}{4}$  of Section 11, NW $\frac{1}{4}$  of Section 14, T.14 N., R. 63 E., M.D.B. & M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from JANUARY 1st to DECEMBER 31st of each year.  
Month and Day Month and Day

10. Use was permitted from JANUARY 1st to DECEMBER 31st of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) The water will be diverted through a  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
pipeline to a storage tank at the proposed office and mill site.  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$20,000.

13. Estimated time required to construct works 3 Years

14. Estimated time required to complete the application of water to beneficial use... 5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....  
This water will be used for drinking water, fire fighting and other miscellaneous  
.....  
uses to service an office and a showerhouse at the proposed mill site. The  
.....  
applicant plans on using 14,400 gallons per day, 365 days per year for a total  
.....  
annual consumption of 5,256,000 gallons.  
.....

By s/Richard W. Forman.....  
Richard W. Forman, Agent  
P.O. BOX 150, Ely, Nevada 89301

Compared..... bc/bk..... pm/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 46351 is issued subject to the terms and conditions imposed in said Permit 46351 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 48240 and 51634 shall not exceed 122.16 million gallons annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.1..... cubic feet per second, but not to exceed 5.26 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... July 21, 1988.....

Proof of completion of work shall be filed before..... August 21, 1988.....

Application of water to beneficial use shall be made on or before..... July 21, 1989.....

Proof of the application of water to beneficial use shall be filed on or before..... August 21, 1989.....

Map in support of proof of beneficial use shall be filed on or before..... N/A.....

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS.....  
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this..... 1st..... day of..... June.....

Cultural map filed.....

Certificate No..... Issued.....

2407 (Rev. 6-81)

A.D. 19..... 88.....

*Peter G. Morros*  
State Engineer

CANCELLED NOV 30 1990 BECAUSE OF FAILURE  
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

*Richard W. Forman P.E.*  
STATE ENGINEER

(PERMIT TERMS CONTINUED)

subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

With the issuance of this permit the well under Permit 46351 must be plugged and abandoned in accordance with State of Nevada Regulations for Drilling Water Wells.